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**CONFIDENTIAL ATTORNEY-CLIENT  
PRIVILEGED COMMUNICATION**

Date: JANUARY 26, 2004

To: EXAMINER DAVID Q. NGUYEN  
U.S. PATENT AND TRADEMARK OFFICE  
Fax #: (703) 872-9314

From: DARRIN WESLEY HARRIS  
Fax #: (847) 905-7111

Client/Matter No.: PHB 34-221A (7790/229)

# of Pages: 10  
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<b>Received Cover Page =====&gt;</b>	Jan 26 04 11:48p Darrin Wesley Harris (317) 595-0993 p-1  <u><b>OFFICIAL</b></u>  <b>CARDINAL LAW GROUP</b> <hr/> 1603 Orrington Avenue/Suite 2000 Evanston, Illinois 60201 Telephone 847-905-7111 Facsimile 847-905-7113  <b>CONFIDENTIAL ATTORNEY-CLIENT PRIVILEGED COMMUNICATION</b>  Date: JANUARY 26, 2004  To: EXAMINER DAVID Q. NGUYEN U.S. PATENT AND TRADEMARK OFFICE (703) 372-9314  From: DARRIN WESLEY HARRIS (317) 905-7111  Client/Matter No.: PHB 34-Z21A (7790/229)  # of Pages: 10 (including cover sheet)  <small>IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE, PLEASE CALL 1-800-553-6847 OR  <a href="http://www.uspto.gov">www.uspto.gov</a>.</small>  <small>THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IF IT CONTAINS          PROPRIETARY, CONFIDENTIAL, ATTORNEY WORK PRODUCT, OR TRADE SECRET INFORMATION WHICH IS EXEMPT FROM          DISCLOSURE UNDER APPLICABLE LAWS, IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN EMPLOYEE OR AGENT          ASSOCIATED WITH THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY          DISCLOSURE, DISTRIBUTION, OR COPY OF THIS MESSAGE IS PROHIBITED. IF YOU HAVE RECEIVED          THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE          AND ALL COPIES TO US BY MAIL AT THE ABOVE ADDRESS. WE WILL MAILED YOU A FORWARDED PAGE.</small>
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<b>TRANSMITTAL FORM</b>		Attorney Docket No.	PHB 34221A (7790/229)
		Application Number	09/978,114
		Filing Date	OCTOBER 15, 2001
		First Named Inventor	RICHARD H. JONES
		Group Art Unit	2681
		Examiner	NGUYEN, DAVID Q.

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<b>ENCLOSURES (check all that apply)</b>			
<input checked="" type="checkbox"/> Response to a Non-Final Office Action Dated October 24, 2003 <ul style="list-style-type: none"> <li><input type="checkbox"/> After Final</li> <li><input type="checkbox"/> Affidavits/declaration(s)</li> </ul> <input type="checkbox"/> Status Letter		<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Petition for Extension of Time Request (duplic)		<input type="checkbox"/> Drawings:	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Express Abandonment Request		<input type="checkbox"/> After Allowance Communication to Group	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Supplemental Information Disclosure Statement and PTO-1449 with one reference		<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Post Card Receipt
<input type="checkbox"/> Certified Copy of Priority Document(s)		<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		<input type="checkbox"/> Power of Attorney, Revocation	
		<input type="checkbox"/> Change of Correspondence Address	
		<input type="checkbox"/> Terminal Disclaimer	
		<input type="checkbox"/> Small Entity Statement	
		<input type="checkbox"/> Request of Refund	
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-1713. A duplicate copy of this sheet is enclosed.			
<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.138(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 50-1713. A duplicate copy of this sheet is enclosed.			

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Claims After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		Large Entity	
Total	Minus		0	Rate	Add'l Fee	Rate	Add'l Fee
Indep.	Minus		0	x \$9=	0	x \$18=	
First Presentation of Multiple Dep. Claim				x \$43=	0	x \$86=	
				+ \$145=	-	+ \$290=	
				total add'l fee	\$ 0	total add'l fee	\$ 0

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	DARRIN WESLEY HARRIS Registration No. 40,636 CARDINAL LAW GROUP 1883 Chirington Avenue, Suite 2000 Evanston, IL 60201
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Signature		Date	January 26, 2004
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Darrin Wesley Harris

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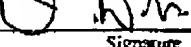
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January 26, 2004  
Date of Signature

**PATENT  
PHB 34,221A  
(7790/229)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of: )  
RICHARD H. JONES )  
Serial No.: 09/978,114 )  
Filed: OCTOBER 15, 2001 )  
For: MELODIC ALERTS FOR )  
COMUNICATIONS DEVICE )

Examiner: NGUYEN, DAVID Q.  
Group Art Unit: 2681

**RESPONSE TO A NON-FINAL OFFICE ACTION DATED OCTOBER 24, 2003**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the non-final Office action of October 24, 2003, please reconsider  
the application in light of the following remarks.